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PATENT  
Docket No. 265.00390101IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Boldogh et al. ) Group Art Unit: 1653  
Serial No.: 10/691,330 )  
Confirmation No.: 1384 )  
Filed: October 22, 2003 )  
For: USE OF COLOSTRININ, CONSTITUENT PEPTIDES THEREOF, AND  
ANALOGS THEREOF AS INHIBITORS OF APOPTOSIS AND OTHER  
CELLULAR DAMAGE

FACSIMILE TRANSMISSION TO THE PTO

Commissioner for Patents  
Attn: Mail Stop AMENDMENT  
P.O. Box 1450  
Alexandria, VA 22313-1450

FAX NUMBER: (703) 872-9306  
Total Pages (including cover page): 3  
Time: 12:03pm (Central Time)  
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The following papers are being transmitted to the Patent and Trademark Office by facsimile transmission: Restriction Requirement Response (2 Pgs.)

X Small Entity Status is entitled to be asserted in the above-identified application.

*Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 13-4895.*

Mueting, Raasch & Gebhardt, P.A.  
Customer Number: 26813

March 8, 2005  
Date

By: Nancy A. Johnson  
Nancy A. Johnson  
Reg. No. 47,266  
Direct Dial (612)305-4723

**CERTIFICATE UNDER 37 C.F.R. §1.8:** The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8<sup>th</sup> day of March, 2005, at 12:03pm (Central Time).

March 8, 2005  
Date

Signature: Sara E. Olson  
Name: Sara E. OLSON

If you do not receive all pages, please contact us at (612)305-1220 (ph) or (612)305-1228 (fax).

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CENTRAL FAX CENTER****MAR 08 2005****PATENT  
Docket No. 265.00390101****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s):	Boldogh et al.	)	Group Art Unit:	1653
		)		
Serial No.:	10/691,330	)	Examiner:	Chih Min Kam
Confirmation No.:	1384	)		
		)		
Filed:	October 22, 2003	)		
For:	USE OF COLOSTRININ, CONSTITUENT PEPTIDES THEREOF, AND ANALOGS THEREOF AS INHIBITORS OF APOPTOSIS AND OTHER CELLULAR DAMAGE			

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed February 8, 2005, Applicants elect, with traverse, Group I (claims 1-15), drawn to a method of inhibiting apoptosis or protecting against DNA damage in a cell, comprising contacting the cell with an apoptosis inhibitor of colostrinin, a constituent peptide thereof, an active analog thereof or a combination thereof. Further, Applicants elect, with traverse, SEQ ID NO: 8.

Applicants' Representatives reserve the right to pursue examination of the non-elected claims in continuation or divisional applications. Applicants respectfully request reconsideration of the restrictions in this case and submit that the inventions as claimed can be readily evaluated in one search without placing undue burden on the Examiner.

## Response to Restriction Requirement

Page 2 of 2

Applicant(s): Boldogh et al.

Serial No.: 10/691,330

Confirmation No.: 1384

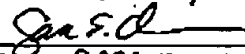
Filed: October 22, 2003

For: USE OF COLOSTRININ, CONSTITUENT PEPTIDES THEREOF, AND ANALOGS THEREOF AS  
INHIBITORS OF APOPTOSIS AND OTHER CELLULAR DAMAGE

The Examiner is invited to contact Applicants' Representatives, at the below-listed telephone number, if there are any questions regarding this Response or if prosecution of this application may be assisted thereby.

## CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR § 1.6(d) to the Patent and Trademark Office, addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 8<sup>th</sup> day of March, 2005, at 12:03pm (Central Time).

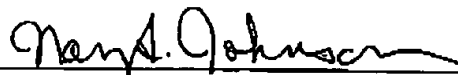
  
Name: SARA E. OLSON

Respectfully submitted for

Boldogh et al.

By  
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